

KEVIN G. HORBATIUK (KGH-4977)
RUSSO, KEANE & TONER, LLP
Attorneys for Defendant
CUNNINGHAM DUCT WORK s/h/i/a
CUNNINGHAM DUCT CLEANING CO., INC.
26 Broadway - 28th Floor
New York, New York 10004
(212) 482-0001

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
**IN RE COMBINED WORLD TRADE CENTER
AND LOWER MANHATTAN DISASTER SITE
LITIGATION**
-----X

21 MC 102 (AKH)

BLANCIA GAVIDIA and ALEXO GAVIDIA,

**DOCKET NO.:
07 CV 4468**

Plaintiffs,

-against-

**100 CHURCH, LLC, 120 LIBERTY STREET
LLC, ALAN KASMAN DBA AM&G WATERPROOFING
LLC., AMBIENT GROUP INC., ANN TAYLOR
STORES CORPORATION, BATTERY PARK
CITY AUTHORITY, BLACKMON-MOORING
STEAMATIC CATASTOPHE, INC., d/b/a BMS CAT,
BOARD OF MANAGERS OF THE HUDSON
VIEW EAST CONDOMINIUM, BROOKFIELD
FINANCIAL PROPERTIES, L.C., BROOKFIELD
PARTNERS, L.P., BROOKFIELD PROPERTIES
CORPORATION, BROOKFIELD PROPERTIES
HOLDINGS, INC., CUNNINGHAM DUCT CLEANING
CO., INC., ENVIROTECH CLEAN AIR, INC., GPS
ENVIRONMENTAL CONSULTANTS, INC.,
HILLMAN ENVIRONMENTAL GROUP, LLC
HUDSON VIEW EAST CONDOMINIUM, HUDSON
VIEW TOWER ASSOCIATES, INC., INDOOR AIR
PROFESSIONALS, INC., INDOOR ENVIRONMENTAL
TECHNOLOGY, INC., KASKO RESTORATION SERVICES
CO., LAW ENGINEERING, P.C., LIBERTY VIEW
ASSOCIATES, INC., LP., MERRILL LYNCH & CO.,
INC., NOMURA HOLDING AMERICA, INC.,
NOMURA SECURITIES INTERNATIONAL, INC.,**

**NOTICE OF
ADOPTION
OF ANSWER TO
MASTER COMPLAINT**

**R Y MANAGEMENT CO., INC., RELATED
BPC ASSOCIATES, INC., ROYAL AND SUNALLIANCE
INSURANCE GROUP, PLC., R Y MANAGEMENT,
STRUCTURE TONE (UK) INC., STRUCTURE TONE
GLOBAL SERVICES, INC., THE RELATED
COMPANIES, L.P., THE RELATED
REALTY GROUP, INC., TOSCORP., INC.,
TRAMMELL CROW COMPANY, TRAMMEL
CROW CORPORATE SERVICES, INC.,
TRC ENGINEERS, INC., WESTON SOLUTIONS, INC.,
WFP TOWER B CO. G.P. CORP., WFP TOWER
B HOLDING CO., L., WFP TOWER B CO., L.P.,
WFP TOWER D CO. G.P.,CORP., WFP TOWER
D HOLDING CO., II L.P, WFP TOWER D
HOLDING I. G.P., CORP., WFP TOWER D CO,
L.P., and ZAR REALTY MANAGEMENT CORP.,
et al.**

Defendants.

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PLEASE TAKE NOTICE, that defendant **CUNNINGHAM DUCT WORK s/h/i/a
CUNNINGHAM DUCT CLEANING CO., INC.** ("CUNNINGHAM"), by its attorneys,
RUSSO, KEANE & TONER, LLP, as and for its Response to the allegations set forth in the
Complaint by Adoption (Check-Off-Complaint) Related to the Master Complaint filed in the above
referenced action, hereby adopt their Answer to Master Complaint dated, August 1, 2007, which was
filed in the matter of *In Re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC
102(AKH).

WHEREFORE, the defendant, CUNNINGHAM demands judgment dismissing the above
captioned caption action as against it, together with its costs and disbursements and for such other

and further relief as this Court deems just and proper.

Dated: New York, New York
January 11, 2008

Kevin G. Horbatiuk
Kevin G. Horbatiuk (KGH4977)
Attorneys for Defendant
CUNNINGHAM DUCT WORK s/h/i/a
CUNNINGHAM DUCT CLEANING CO.,
INC.
RUSSO, KEANE & TONER, LLP
26 Broadway, 28th Floor
New York, New York 10004
(212) 482-0001
RKT File No. 824.078

TO: CHRISTOPHER R. LaPOLA, ESQ.,
WORBY GRONER EDELMAN & NAPOLI BERN, LLP
Attorney for Plaintiffs
BLANCIA GAVIDIA and ALEXO GAVIDIA
115 Broadway 12th Floor
New York, New York 10006
(212) 267-3700

CERTIFICATION OF SERVICE

I hereby certify that a copy of the above and foregoing has been served upon the following listed person by placing a copy of the same in the United States mail, postage prepared and properly addressed, this the 11th day of January, 2008.

CHRISTOPHER R. LaPOLA, ESQ.,
WORBY GRONER EDELMAN & NAPOLI BERN, LLP
Attorney for Plaintiffs
115 Broadway 12th Floor
New York, New York 10006

A handwritten signature in cursive script, reading "Kevin G. Horbatiuk", written in black ink over a horizontal line.

KEVIN G. HORBATIUK